

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

SIDNEY CHARLES RANDALL,	)	CASE NO. C06-0798-JCC-MAT
	)	
Plaintiff,	)	
	)	
v.	)	ORDER GRANTING PLAINTIFF'S
	)	MOTION TO COMPEL DISCOVERY
T. LARSON,	)	
	)	
Defendant.	)	
_____	)	

Plaintiff, proceeding *pro se* in this civil rights action pursuant to 42 U.S.C. § 1983, has filed a motion to compel defendant to comply with plaintiff's discovery requests (interrogatories and a request for production of documents). (Dkt. #39). Defendant has filed a response to the motion to compel. (Dkt. #40). Having reviewed plaintiff's motion to compel and defendant's response, the court does hereby find and ORDER as follows:

(1) In the response to the motion to compel, counsel for defendant raises no objection to the discovery sought by plaintiff and concedes that plaintiff's request has been pending since December 15, 2006. (Dkt. #40 at 2). Counsel explains that her delay in responding has been caused by defendant's health problems and unavailability. (*Id.*). Counsel admits that she should

01 have contacted plaintiff to inform him of the reason for the delay and should have requested an  
02 extension of time to respond. (*Id.* at 3). Finally, counsel assures the court that she can provide  
03 the requested discovery to plaintiff by March 22, 2007. (*Id.*)

04 In order to assure that defendant complies expeditiously with plaintiff's discovery request,  
05 plaintiff's motion to compel (Dkt. #39) is GRANTED. Because plaintiff's discovery request has  
06 already been pending for over two months, and the deadline for discovery is April 16, 2007,  
07 defendant shall provide the requested discovery materials to plaintiff no later than **March 9, 2007**.

08 (2) The Clerk is directed to send copies of this Order to plaintiff, to counsel for  
09 defendant, and to the Honorable John C. Coughenour.

10 DATED this 2nd day of March, 2007.

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12 Mary Alice Theiler  
13 United States Magistrate Judge  
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